



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

July 16, 2008

Keith A. Davis, Treasurer
National Republican Congressional Committee
320 First Street
Washington, DC 20003

**Response Due Date:
August 15, 2008**

Identification Number: C00075820

Reference: May Monthly Report (4/1/08 – 4/30/08)

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **Failure to adequately respond by the response date noted above could result in an audit or enforcement action.** Additional information is needed for the following 5 items:

1. Schedule E discloses independent expenditures on behalf of a federal candidate(s) participating in the 2008 Special General election for the congressional seat in the 6th district of Louisiana and in the 2008 Special General and Special General Runoff elections in the 1st district of Mississippi. Schedule F of this report discloses coordinated expenditures on behalf of candidate(s) participating in the same election. Under 2 U.S.C. §431(17), an "independent expenditure" is defined as:

... an expenditure by a person expressly advocating the election or defeat of a clearly identified candidate; and that is not made in concert or cooperation with or at the request or suggestion of such candidate, the candidate's authorized committee, or their agents, or a political party committee or its agents.

Further, 11 CFR §109.21 outlines the factors which define a coordinated communication. Please verify that the independent expenditures made by your Committee in support of Woody Jenkins and Greg Davis and in opposition to Don Cazayoux and Childers for Congress meet the definition of and were properly categorized as independent expenditures. If

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necessary, amend your reports to disclose the aforementioned transactions as in-kind contributions (Schedule B supporting Line 23 of the Detailed Summary Page) or coordinated expenditures (Schedule F supporting Line 25 of the Detailed Summary Page).

If the reclassification of these expenditures as in-kind contributions results in excessive contributions, the Commission recommends that you notify the candidate(s) and request a refund of the amount in excess of \$5,000 per election. If the reclassification of these expenditures as coordinated expenditures results in your committee exceeding the limitations under 2 U.S.C. §441a(d), the Commission recommends that you notify the candidate(s) and request a refund of the amount in excess of the expenditure limitation.

Please inform the Commission of any corrective action immediately in writing and provide a photocopy of your refund request(s) sent to the candidate(s). In addition, any refunds should be disclosed on Schedule A supporting Line 16 of the report covering the period during which they are received.

2. Schedule E of your report discloses the Calendar Year-To-Date Per Election for Office Sought total for the 2008 Special General and Special General Runoff elections for the congressional seat in the 1st district of Mississippi to be \$592,941.96. However, since these are separate elections, the year-to-date amounts should be separated. FEC calculations disclose this amount(s) to be \$293,930.86 for the Special General and \$299,011.10 for the Special General Runoff. Please amend your report to clarify this discrepancy.

3. Schedule A supporting Line 12 of your report discloses transfers from apparent joint fundraising committees. In addition, your report includes memo entries on Schedule A for what appears to be your committee's share of the gross contributions received through these joint fundraising efforts. Please amend your report to clearly identify on the Schedule A, which joint fundraising committee each memo entry relates to.

4. Commission Regulations require that a committee disclose the identification of all individuals who contribute in excess of \$200 in a calendar year. (11 CFR §104.3(a)(4)(i)) Identification for an individual is defined as the **full name, mailing address, occupation and name of employer.** (11 CFR §100.12) Your report discloses contributions from individuals for which the identification is not complete.

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You must provide the missing information, or if you are unable to do so, you must demonstrate that "best efforts" have been used to obtain the information. To establish "best efforts," you must provide the Commission with a detailed description of your procedures for requesting the information. Establishing "best efforts" is a three-fold process.

First, your original solicitation must include a clear and conspicuous request for the contributor information and must inform the contributor of the requirements of federal law for the reporting of such information. (11 CFR §104.7(b)(1))

Second, if the information is not provided, you must make one follow-up, stand alone effort to obtain this information, regardless of whether the contribution(s) was solicited or not. This effort must occur no later than 30 days after receipt of the contribution and may be in the form of a written request or an oral request documented in writing. (11 CFR § 104.7(b)(2))
The request must:

- clearly ask for the missing information, without soliciting a contribution;
- inform the contributor of the requirements of federal law for the reporting of such information, and
- if the request is written, include a pre-addressed post card or return envelope.

Third, if you receive contributor information after the contribution(s) has been reported, you shall either a) file with your next regularly scheduled report, an amended memo Schedule A listing all the contributions for which additional information was received; or b) file on or before your next regularly scheduled reporting date, amendments to the report(s) originally disclosing the contribution(s). (11 CFR §104.7(b)(4))

Please provide the missing information or a detailed description of your procedures for requesting the information. For more information on demonstrating "best efforts," please refer to the Campaign Guide.


5. The identification of each contributor, including an adequate occupation and name of employer for each, must be provided if the person has contributed in excess of \$200 in the aggregate during the calendar year. Please amend Schedule A supporting Line 11(a)(i) for each inadequately identified entry (see attached).

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Please note, you will not receive an additional notice from the Commission on this matter. Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action will be initiated. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action. **Requests for extensions of time in which to respond will not be considered.**

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1157.

Sincerely,



Laura E. Sinram
Senior Campaign Finance Analyst
Reports Analysis Division

Inadequate Occupation and Employer Entries

Occupation	Employer
Assembly	None
Businessman	Self
Business Owner	Self
Business Owner	Self Employed
CEO/Owner	Self
Chairman & Ceo	Self
Chairman Emeritus	*
Coach Operator	Mst
Consultant	Self
Employee	Force Travel and Leisure
Employee	Schuke Pipeorgans Inc.
Employer	Nicholas Supermarket Inc.
Engineer	D E C
Engine Man	Usn
Fed Law Enforcement Officer	Federal Govt.
G.C.	Self
Manager	Self
Managing Partner	L R M C
Member	Aesthetic Medical Center LLC
Member	A Little Welding LLC
Member	Alutiiq Pacific LLC
Member	Banducci Farming LLC
Member	Butterfield Realty Acquisition LLC
Member	Diannes Bridal and Formal Wear LLC
Member	Eagle A/v Llc
Member	Executask Global Services LLC
Member	Felisa Blazek Studios LLC
Member	Grandstand Designs LLC
Member	Industrial Air LLC
Member	INFO REQUESTED
Member	Integrated SEC Solutions LLC
Member	Lean On ME LLC
Member	Montague Ferry Design
Member	RML Property Mgmt. LLC
Member	RSM Intl. Inc.

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Inadequate Occupation and Employer Entries (Continued)

Occupation	Employer
Member	Studio 95 Design LLC
Member	Superior Surfaces Concrete LLC
Member	Vetco Contracting Services LLC
Member	Worldwide Supply LLC
Nurse	Government
Operator	Self
Outfiter	Self
Owner	C A I
Owner	G. A P C.

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